

OFFICIAL JOURNAL  
OF THE  
**SENATE**  
OF THE  
STATE OF LOUISIANA

**SECOND DAY'S PROCEEDINGS**

**Thirty-Second Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

Senate Chamber  
State Capitol  
Baton Rouge, Louisiana

Tuesday, March 28, 2006

The Senate was called to order at 4: o'clock P.M., by Hon.  
Donald E. Hines, President of the Senate.

**ROLL CALL**

The roll being called, the following members answered to their  
names:

**PRESENT**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

**ABSENT**

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The President of the Senate announced there were 32 Senators  
present and a quorum.

**Prayer**

The prayer was offered by Reverend Nelson Dan Taylor,  
following which the Senate joined in pledging allegiance to the flag  
of the United States of America.

**Reading of the Journal**

On motion of Senator Jones, the reading of the Journal was  
dispensed with and the Journal of yesterday was adopted.

**Morning Hour**

**Introduction of Senate Resolutions**

Senator Bajoie asked for and obtained a suspension of the rules  
for the purpose of introducing and reading the following Senate  
Resolutions a first and second time and acting upon them as follows:

**SENATE RESOLUTION NO. 7—**

BY SENATORS HINES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO,  
BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE,  
DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX,  
N. GAUTREAUX, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA,  
LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT,  
MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH,  
THEUNISSEN AND ULLO

**A RESOLUTION**

To express the sincere and heartfelt condolences of the Senate of the  
Legislature of Louisiana to the family of United States Army  
Staff Sergeant Brian Lewis upon his death in ground combat  
action during Operation Iraqi Freedom.

The resolution was read by title; lies over under the rules.

**Senate Bills and Joint Resolutions  
on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions were read and  
referred to committees as follows:

**SENATE BILL NO. 124—**

BY SENATOR LENTINI

**AN ACT**

To amend and reenact R.S. 14:102.1(D) and to enact R.S. 14:102.21,  
relative to offenses affecting the public sensibility; to create the  
crime of cockfighting; to provide for definitions; to provide  
relative to the crime of cruelty to animals; to provide relative to  
the definition of animals in such circumstances; to prohibit the  
promoting or conducting of a cockfight; to prohibit the  
possession or handling of a fighting bird at a cockfight; to  
prohibit the possession of cockfighting weapons; to prohibit  
mutilation of fighting birds; to prohibit employment at a  
cockfight; to prohibit attending a cockfight; to prohibit the  
breeding of fighting birds; to prohibit the importation of fighting  
birds; to prohibit the transportation of fighting birds; to provide  
for penalties; and to provide for related matters.

On motion of Senator Bajoie, the bill was read by title and  
returned to the Calendar, subject to call.

**Senate Concurrent Resolutions  
on Second Reading**

The following Senate Concurrent Resolutions were read and  
acted upon as follows:

**SENATE CONCURRENT RESOLUTION NO. 4—**

BY SENATOR MICHOT

**A CONCURRENT RESOLUTION**

To commend Amanda Harb of Lafayette, Louisiana for having been  
named a recipient of the 2006 Prudential Spirit of Community  
Award, as a top youth volunteer in Louisiana.

The resolution was read by title. Senator Michot moved to adopt  
the Senate Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dupre	Marionneaux
Adley	Ellington	Michot
Amedee	Fontenot	Mount
Bajoie	Gautreaux N	Murray
Barham	Heitmeier	Nevers
Broome	Hollis	Quinn
Chaisson	Jackson	Theunissen
Cheek	Jones	Ullo
Dardenne	Kostelka	
Duplessis	Lentini	
Total - 28		

**NAYS**

Total - 0

March 28, 2006

ABSENT

Boasso, Cain, Cravins, Fields, Total - 11; Gautreaux B, Malone, McPherson, Romero; Schedler, Shepherd, Smith

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 5—

BY SENATOR MICHOT

A CONCURRENT RESOLUTION

To commend Tara Doucet of Lafayette, Louisiana for having been named a recipient of the 2006 Prudential Spirit of Community Award, as a top youth volunteer in Louisiana.

The resolution was read by title. Senator Michot moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Amedee, Bajoie, Barham, Broome, Chaisson, Cheek, Dardenne, Duplessis, Total - 28; Dupre, Ellington, Fontenot, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini; Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Boasso, Cain, Cravins, Fields, Total - 11; Gautreaux B, Malone, McPherson, Romero; Schedler, Shepherd, Smith

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 7—

BY SENATOR CHEEK

A CONCURRENT RESOLUTION

To designate March 2006 as "Kidney Cancer Awareness Month."

The resolution was read by title. Senator Cheek moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Amedee, Bajoie, Barham, Broome; Dupre, Ellington, Fontenot, Gautreaux N, Heitmeier, Hollis; Marionneaux, Michot, Mount, Murray, Nevers, Quinn

Chaisson, Cheek, Dardenne, Duplessis, Total - 28

Jackson, Jones, Kostelka, Lentini

Theunissen, Ullo

NAYS

Total - 0

ABSENT

Boasso, Cain, Cravins, Fields, Total - 11

Gautreaux B, Malone, McPherson, Romero

Schedler, Shepherd, Smith

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

Senator Marionneaux in the Chair

House Concurrent Resolutions on Second Reading

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To commend the New Jersey State Police for their service to the city of New Orleans following Hurricane Katrina.

The resolution was read by title. Senator Chaisson moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Dardenne, Total - 31; Duplessis, Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka; Lentini, Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Theunissen, Ullo

NAYS

Total - 0

ABSENT

Cravins, Fields, Malone, Total - 8

McPherson, Romero, Schedler

Shepherd, Smith

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 4—**

BY REPRESENTATIVE HEBERT  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ensure that the Federal Emergency Management Agency and the United States Army Corps of Engineers break up large federal disaster recovery contracts in Louisiana so that small, locally owned businesses can compete for and be awarded such contracts.

The resolution was read by title. Senator N. Gautreaux moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneau
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mount
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Theunissen
Cheek	Jones	Ullo

Total - 30

**NAYS**

Total - 0

**ABSENT**

Cravins	Malone	Schedler
Ellington	McPherson	Shepherd
Fields	Romero	Smith

Total - 9

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 6—**

BY REPRESENTATIVES MCVEA, BEARD, CAZAYOUX, CRANE, DANIEL, ERDEY, GREENE, KENNARD, LAMBERT, SMILEY, ST. GERMAIN, STRAIN, AND WHITE AND SENATORS AMEDEE, DARDENNE, FONTENOT, MARIONNEAUX, AND NEVERS

A CONCURRENT RESOLUTION

To commend the Red Stick Chapter of the American Ex-Prisoners of War and to recognize and express appreciation for the achievements and sacrifice of ex-prisoners of war.

The resolution was read by title. Senator Ellington moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Lentini
Adley	Dupre	Marionneau
Amedee	Ellington	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Theunissen
Chaisson	Jackson	Ullo
Cheek	Jones	
Dardenne	Kostelka	

Total - 31

**NAYS**

Total - 0

**ABSENT**

Cravins	McPherson	Shepherd
Fields	Romero	Smith
Malone	Schedler	

Total - 8

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 7—**

BY REPRESENTATIVES MCDONALD, BURNS, R. CARTER, CURTIS, DOERGE, DURAND, GLOVER, E. GUILLORY, M. GUILLORY, HUTTER, JACKSON, KATZ, MARCHAND, STRAIN, WADDELL, WALKER, AND WINSTON

A CONCURRENT RESOLUTION

To commend Mr. Ben A. Bearden on more than forty years of outstanding service and dedication to the state of Louisiana, the Department of Social Services, and the Department of Health and Hospitals (DHH), more recently as the director of the Louisiana Medicaid program, and to congratulate him on the occasion of his much deserved retirement.

The resolution was read by title. Senator Barham moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Lentini
Adley	Dupre	Marionneau
Amedee	Ellington	Michot
Bajoie	Fontenot	Mount
Barham	Gautreaux B	Murray
Boasso	Gautreaux N	Nevers
Broome	Heitmeier	Quinn
Cain	Hollis	Theunissen
Chaisson	Jackson	Ullo
Cheek	Jones	
Dardenne	Kostelka	

Total - 31

**NAYS**

Total - 0

**ABSENT**

Cravins	McPherson	Shepherd
Fields	Romero	Smith
Malone	Schedler	

Total - 8

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 9—**

BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To urge and request the Small Business Entrepreneurship Commission to meet within six months to help small businesses recover from the effects of Hurricanes Katrina and Rita.

The resolution was read by title. Senator Murray moved to concur in the House Concurrent Resolution.

March 28, 2006

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Duplessis, Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Theunissen, Ullo. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Schedler, Shepherd, Smith. Total - 7

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

Rules Suspended

Senator Hines asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Senate Resolutions on Second Reading

The following Senate Resolution was read and acted upon as follows:

SENATE RESOLUTION NO. 7— BY SENATORS HINES, ADLEY, AMEDEE, BAJOIE, BARHAM, BOASSO, BROOME, CAIN, CHAISSON, CHEEK, CRAVINS, DARDENNE, DUPLESSIS, DUPRE, ELLINGTON, FIELDS, FONTENOT, B. GAUTREAU, N. GAUTREAU, HEITMEIER, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, THEUNISSEN AND ULLO

A RESOLUTION

To express the sincere and heartfelt condolences of the Senate of the Legislature of Louisiana to the family of United States Army Staff Sergeant Brian Lewis upon his death in ground combat action during Operation Iraqi Freedom.

On motion of Senator Hines, the resolution was read by title and adopted.

House Concurrent Resolutions on Second Reading, Resumed

The following House Concurrent Resolutions were read and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 10— BY REPRESENTATIVE LAFLEUR AND SENATOR HINES A CONCURRENT RESOLUTION

To commend Floyd's Record Shop in Ville Platte, the oldest recorded music store in Louisiana, upon the celebration of its fiftieth anniversary and to recognize its contributions to Creole and Cajun heritage and culture.

The resolution was read by title. Senator Hines moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Duplessis, Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Theunissen, Ullo. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Schedler, Shepherd, Smith. Total - 7

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 11— BY REPRESENTATIVE JACKSON A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development and the Department of Culture, Recreation and Tourism to work together to study the feasibility and economic impact of developing a festival for digital media, film, and music.

The resolution was read by title. Senator Broome moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Duplessis, Dupre, Ellington, Fontenot, Gautreaux B, Gautreaux N, Heitmeier, Hollis, Jackson, Jones, Kostelka, Lentini, Marionneaux, Michot, Mount, Murray, Nevers, Quinn, Theunissen, Ullo. Total - 32

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Schedler, Shepherd, Smith. Total - 7

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 12—**

BY REPRESENTATIVES ANSARDI AND MARTINY  
A CONCURRENT RESOLUTION

To commend Pastor John Fall and the Williams Boulevard Baptist Church of Kenner, Louisiana, for their support and assistance to Louisiana State Police Troop "B" following Hurricane Katrina.

The resolution was read by title. Senator Lentini moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 13—**

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CRAVINS, CURTIS, DORSEY, GAL LOT, GLOVER, GRAY, E. GULLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, AND QUEZAIRE AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD  
A CONCURRENT RESOLUTION

To commend personnel of the Louisiana Department of Wildlife and Fisheries for their response efforts following Hurricane Katrina and Hurricane Rita.

The resolution was read by title. Senator Duplessis moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn

Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 14—**

BY REPRESENTATIVE CROWE  
A CONCURRENT RESOLUTION

To declare the month of October as Marriage and Family Month to encourage and protect marriages and families in Louisiana.

The resolution was read by title. Senator Fontenot moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 15—**

BY REPRESENTATIVE SCHNEIDER  
A CONCURRENT RESOLUTION

To commend Robert L. Borden for his outstanding service as executive director of the Louisiana State Employees' Retirement System (LASERS).

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Retirement.

**HOUSE CONCURRENT RESOLUTION NO. 17—**

BY REPRESENTATIVE BRUCE  
A CONCURRENT RESOLUTION

To commend Barbara Valentine upon the great achievement of being sworn in as Louisiana District Governor of Pilot Club International.

March 28, 2006

The resolution was read by title. Senator Cheek moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Smith. Lists names like Fields, Malone, McPherson and their counts.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 18— BY REPRESENTATIVES BRUCE AND MONTGOMERY A CONCURRENT RESOLUTION

To commend Eric Daniel Poole for his outstanding accomplishments which include earning an appointment to the United States Air Force Academy in Colorado Springs, Colorado.

The resolution was read by title. Senator Cheek moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Smith. Lists names like Fields, Malone, McPherson and their counts.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 19— BY REPRESENTATIVE BRUCE

A CONCURRENT RESOLUTION To commend Daisy Richardson Ross upon the celebration of her ninetieth birthday on April 20, 2006.

The resolution was read by title. Senator Cheek moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Smith. Lists names like Fields, Malone, McPherson and their counts.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 20— BY REPRESENTATIVE KLECKLEY A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Edwin Duhon, co-founder of the Hackberry Ramblers, and to recognize his outstanding accomplishments and singular contributions to the music industry.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

NAYS

Total - 0

ABSENT

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 21—**  
BY REPRESENTATIVE SMILEY AND SENATOR AMEDEE  
A CONCURRENT RESOLUTION

To commend St. Joseph Catholic Church in French Settlement upon the celebration of the building of its new church.

The resolution was read by title. Senator Fontenot moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

NAYS

Total - 0

ABSENT

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 22—**  
BY REPRESENTATIVE SMILEY AND SENATOR AMEDEE  
A CONCURRENT RESOLUTION

To commend the town of Sorrento upon the celebration of the fiftieth anniversary of its incorporation on September 11, 2006.

The resolution was read by title. Senator Fontenot moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot

Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

NAYS

Total - 0

ABSENT

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 23—**  
BY REPRESENTATIVE MCDONALD  
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Leslie Remi Lavergne of Baton Rouge.

The resolution was read by title. Senator Barham moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Marionneaux
Bajoie	Ellington	Michot
Barham	Fontenot	Mount
Boasso	Gautreaux B	Murray
Broome	Gautreaux N	Nevers
Cain	Heitmeier	Quinn
Chaisson	Hollis	Theunissen
Cheek	Jackson	Ullo
Cravins	Jones	
Total - 32		

NAYS

Total - 0

ABSENT

Fields	Romero	Smith
Malone	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Mr. President in the Chair**

**HOUSE CONCURRENT RESOLUTION NO. 24—**  
BY REPRESENTATIVE QUEZAIRE  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to remove the TRIO programs Upward Bound and Talent Search from the list of programs to be eliminated in the 2007 budget and to memorialize congress to continue the funding of such programs.

March 28, 2006

The resolution was read by title. Senator Marionneaux moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Shepherd. Lists names like Fields, McPherson and their counts.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 25— BY REPRESENTATIVE ERDEY AND SENATOR FONTENOT A CONCURRENT RESOLUTION

To commend and celebrate the accomplishments of Kevin M. Jones, Jr. of the Boy Scouts of America on the memorable and historic occasion of his attainment of the prestigious rank of Eagle Scout.

The resolution was read by title. Senator Fontenot moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Duplessis, Malone. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins, Dardenne and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Shepherd. Lists names like Fields, McPherson and their counts.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 26— BY REPRESENTATIVES FANNIN AND WALSWORTH AND SENATOR KOSTELKA

A CONCURRENT RESOLUTION To commend Trooper Michael Linton of Troop F in Monroe upon being named Louisiana State Police Uniformed Trooper of the Year and to express gratitude for his embodiment of the Louisiana State Police motto of "Courtesy, Loyalty, and Service".

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Romero, Shepherd. Lists names like Fields, McPherson and their counts.

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

HOUSE CONCURRENT RESOLUTION NO. 27— BY REPRESENTATIVE BADON

A CONCURRENT RESOLUTION To commend the Louisiana Campus Compact and encourage participation in its programs.

The resolution was read by title. Senator Duplessis moved to concur in the House Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Dardenne, Kostelka. Lists names like Mr. President, Adley, Amedee, Bajoie, Barham, Boasso, Broome, Cain, Chaisson, Cheek, Cravins and their counts.

Total - 33

NAYS

Total - 0

ABSENT

Fields	Romero	Shepherd
McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 32—**  
BY REPRESENTATIVE PINAC  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to designate Louisiana Highway 13 in Acadia Parish as a Blue Star Memorial Highway in honor of the citizens of Acadia Parish who have served, are now serving, or will serve in the armed forces of the United States and to authorize placement of a Blue Star Memorial Highway monument along this route.

The resolution was read by title. Senator Theunissen moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Bajoie	Ellington	Marionneau
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Fields	Romero	Shepherd
McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 33—**  
BY REPRESENTATIVE KATZ  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to secure our nation's borders, identify and deport immigration violators, preclude automatic citizenship for children born of such violators, and revise the work visa program.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Bajoie	Ellington	Marionneau
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Fields	Romero	Shepherd
McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 35—**  
BY REPRESENTATIVE HAMMETT  
A CONCURRENT RESOLUTION

To commend the Department of Wildlife and Fisheries and the Wildlife and Fisheries Commission for their efforts to promote hunting and fishing activities for the youth in our state.

The resolution was read by title. Senator Ellington moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Bajoie	Ellington	Marionneau
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mount
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Fields	Romero	Shepherd
McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

March 28, 2006

**HOUSE CONCURRENT RESOLUTION NO. 36—**

BY REPRESENTATIVE WALSWORTH  
A CONCURRENT RESOLUTION

To commend Theodore "Dutch" Van Kirk and recognize Saturday, April 29, 2006, as Theodore "Dutch" Van Kirk Day.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Bajoie	Ellington	Marionneaux
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mout
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Fields	Romero	Shepherd
McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 37—**

BY REPRESENTATIVE WALSWORTH  
A CONCURRENT RESOLUTION

To commend Chuck Finley upon his selection for induction into the Louisiana Sports Hall of Fame in June of 2006.

The resolution was read by title. Senator Kostelka moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Bajoie	Ellington	Marionneaux
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mout
Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

**NAYS**

Total - 0

**ABSENT**

Fields	Romero	Shepherd
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McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 38—**

BY REPRESENTATIVE HUTTER  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to immediately close the Mississippi River Gulf Outlet and to request that the Louisiana congressional delegation file the necessary legislation to accomplish this closure.

The resolution was read by title. Senator Boasso moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Duplessis	Lentini
Adley	Dupre	Malone
Amedee	Ellington	Marionneaux
Bajoie	Fontenot	Michot
Barham	Gautreaux B	Mout
Boasso	Gautreaux N	Murray
Broome	Heitmeier	Nevers
Cain	Hollis	Quinn
Chaisson	Jackson	Theunissen
Cheek	Jones	Ullo
Dardenne	Kostelka	
Total - 32		

**NAYS**

Total - 0

**ABSENT**

Cravins	Romero	Smith
Fields	Schedler	
McPherson	Shepherd	
Total - 7		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**HOUSE CONCURRENT RESOLUTION NO. 39—**

BY REPRESENTATIVES MCVEA, HONEY, AND WHITE AND SENATOR BROOME  
A CONCURRENT RESOLUTION

To commend the Zachary Community School District upon receiving the highest district performance score in the state for the 2004-2005 school year and to recognize the district for its dedication to academic excellence.

The resolution was read by title. Senator Broome moved to concur in the House Concurrent Resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. President	Dardenne	Kostelka
Adley	Duplessis	Lentini
Amedee	Dupre	Malone
Bajoie	Ellington	Marionneaux
Barham	Fontenot	Michot
Boasso	Gautreaux B	Mout

Broome	Gautreaux N	Murray
Cain	Heitmeier	Nevers
Chaisson	Hollis	Quinn
Cheek	Jackson	Theunissen
Cravins	Jones	Ullo
Total - 33		

NAYS

Total - 0

ABSENT

Fields	Romero	Shepherd
McPherson	Schedler	Smith
Total - 6		

The Chair declared the Senate had concurred in the House Concurrent Resolution and ordered it returned to the House.

**Reports of Committees**

The following reports of committees were received and read:

**REPORT OF COMMITTEE ON ENVIRONMENTAL QUALITY**

Senator Fontenot, Chairman on behalf of the Committee on Environmental Quality, submitted the following report:

March 28, 2006

To the President and Members of the Senate:

I am directed by your Committee on Environmental Quality to submit the following report:

**SENATE BILL NO. 57—**  
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2011(A)(1) and 2052 and to repeal R.S. 30:2011(A)(2), 2053(5), and 2054(B)(7), relative to environmental quality; to remove the jurisdiction of Department of Environmental Quality relative to the regulation of noise pollution; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 292—**  
BY SENATORS FONTENOT, HINES, MOUNT, BAJOIE AND NEVERS AND REPRESENTATIVES SALTER, DORSEY, ALARIO, DEWITT, HAMMETT, JEFFERSON, RICHMOND AND RITCHIE

AN ACT

To enact R.S. 30:2014.5, relative to environmental quality, to authorize the secretary of the Department of Environmental Quality to develop and implement an expedited permitting processing program; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 409—**  
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 30:2411(B)(1) and (2) and 2415(A), (C), (D), (E), and (G), relative to environmental quality; to require a reduction of the amount of solid waste being disposed of; to require the development of solid waste and recycling as a management procedure at all solid waste facilities; to provide for the development of the state's recycling industry; to require the secretary of the Department of Environmental Quality to develop a statewide solid waste management plan that includes recycling; to require the division of administration to develop and implement rules promoting the use and purchase of goods with recycled content by all state agencies; to provide relative to

the Department of Transportation and Development usage of recycled materials in highway construction and maintenance; to provide relative to state procurement of recycled paper products; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
HEULETTE "CLO" FONTENOT  
Chairman

**REPORT OF COMMITTEE ON JUDICIARY B**

Senator Marionneaux, Chairman on behalf of the Committee on Judiciary B, submitted the following report:

March 28, 2006

To the President and Members of the Senate:

I am directed by your Committee on Judiciary B to submit the following report:

**SENATE BILL NO. 128—**  
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 15:574.20(A)(1), relative to parole; to provide with respect to the medical parole program; to allow those inmates with contagious diseases to be eligible for medical parole consideration; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 133—**  
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 15:550(C)(2)(c), relative to sexual offenders; to require sex offenders to pay the cost of electronic monitoring; and to provide for related matters.

Reported with amendments.

**SENATE BILL NO. 216—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:1379.1(F), (G), (H), (I), (J), (K), (L), and (M) and to enact R.S. 40:1379.1(N), relative to powers and duties of the superintendent of the state police; to provide for issuance of special officer commission to commissioned law enforcement officer responding pursuant to a request for assistance under the Southern Regional Homeland Security and Emergency Preparedness Management Assistance Compact, during a declared state of emergency or disaster; and to provide for related matters.

Reported favorably.

**SENATE BILL NO. 226—**  
BY SENATOR N. GAUTREAUX

AN ACT

To repeal R.S. 13:2583(D), relative to constables; to remove the mandatory age requirement at which constables must retire; and to provide for related matters.

Reported favorably.

Respectfully submitted,  
ROBERT MARIONNEAUX, JR.  
Chairman

March 28, 2006

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of recalling Senate Bill No. 378 from the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 378— BY SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 47:820.5(B)(introductory paragraph), relative to tolls collected on the Greater New Orleans Mississippi River Bridges; to increase the tolls for certain users; and to provide for related matters.

On motion of Senator Ellington, the bill was read by title and withdrawn from the files of the Senate.

Motion to Recommit

Senator Dupre asked for and obtained a suspension of the rules and recommitted Senate Bill No. 64 from the Committee on Transportation, Highways and Public Works to the Committee on Judiciary A.

Motion to Recommit

Senator Marionneaux asked for and obtained a suspension of the rules and recommitted Senate Bill No. 168 from the Committee on Judiciary B to the Committee on Local and Municipal Affairs.

Rules Suspended

Senator Ellington asked for and obtained a suspension of the rules for the purpose of taking up at this time.

Introduction of Senate Concurrent Resolutions

Senator Bajoie asked for and obtained a suspension of the rules for the purpose of introducing and reading the following Senate Concurrent Resolutions a first and second time and acting upon them as follows:

SENATE CONCURRENT RESOLUTION NO. 11— BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To direct the Louisiana State Law Institute to study and make recommendations to the legislature on the creation of recovery usufructs.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Senate and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 12— BY SENATORS ELLINGTON, ADLEY, AMEDEE, BOASSO, DUPRE, B. GAUTREAUX, HEITMEIER, KOSTELKA AND THEUNISSEN AND REPRESENTATIVE QUEZAIRE

A CONCURRENT RESOLUTION

To recognize and commend Anthony "Tony" Culp on the occasion of his retirement as the director of the aviation section at the Department of Transportation and Development.

The resolution was read by title. Senator Ellington moved to adopt the Senate Concurrent Resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. President Duplessis Lentini

Adley Dupre Malone
Amedee Ellington Marionneaux
Bajoie Fields Michot
Barham Fontenot Mount
Boasso Gautreaux B Murray
Broome Gautreaux N Nevers
Cain Heitmeier Quinn
Chaisson Hollis Theunissen
Cheek Jackson Ullo
Cravins Jones
Dardenne Kostelka
Total - 34

NAYS

Total - 0

ABSENT

McPherson Schedler Smith
Romero Shepherd
Total - 5

The Chair declared the Senate had adopted the Senate Concurrent Resolution and ordered it sent to the House.

SENATE CONCURRENT RESOLUTION NO. 13— BY SENATOR DARDENNE

A CONCURRENT RESOLUTION

To urge and request the Louisiana High School Athletic Association (LHSAA) to take certain steps to implement an on-line anabolic steroid awareness and prevention program, to require an anabolic steroid nonuse contract and consent form and inclusion of steroid testing on the LHSAA parental permission form as required for athletic participation, and to participate in a study to determine the feasibility of the development of other programs to educate and prevent the use of steroids and performance-enhancing supplements by high school athletes.

On motion of Senator Bajoie, the resolution was read by title and referred to the Committee on Education.

Leaves of Absence

The following leaves of absence were asked for and granted:

Fields 1/2 Day Malone 1/2 Day
McPherson 1 Day Romero 1 Day
Schedler 1 Day Shepherd 1 Day
Smith 1 Day

Adjournment

Senator Bajoie moved that the Senate adjourn until Wednesday, March 29, 2006, at 4:00 o'clock P.M.

The President of the Senate declared the Senate adjourned until 4:00 o'clock P.M. on Wednesday, March 29, 2006.

GLENN A. KOEPP
Secretary of the Senate

GAYE F. HAMILTON
Journal Clerk